

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Cogent Capital Financial LLC and Cogent Capital
Investments LLC, :

Plaintiffs, :

- against - :

Innofone.com, Incorporated, :

Defendant. :

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Innofone.com, Incorporated, :

Plaintiff, :

- against - :

Cogent Capital Financial LLC, Cogent Capital
Investments LLC, Cogent Capital Group LLC,
Gregory L. Kofford, Mark W. Holden, and Investors :
Bank & Trust Company, :

Defendants. :

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ECF CASE

No. 07 Civ. 2701 (JSR)

ECF CASE

No. 07 Civ. 3966 (JSR)

NOTICE OF PERMISSION TO FILE
OVERSIZE EXHIBITS

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PLEASE TAKE NOTICE THAT pursuant to a directive of this Court, issued at a May 31, 2007 telephonic conference attended by counsel for Innofone and Cogent, Innofone will file its moving papers for summary judgment electronically on June 4, 2007, with the exception of the exhibits attached to the Declaration of Alex Lightman In Support of Plaintiff Innofone.Com, Incorporated's Motion For Summary Judgment whose file size, when converted into PDF format, exceeds the maximum file size for electronic filings. Pursuant to the Court's directive, the exhibits will be filed in hard copy format on June 5, 2007.

Dated: San Francisco, California
June 5, 2007

Of Counsel:

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